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Communications Engineer:
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EX PARTE OR LATE FILED

* Admitted to Maryland only

September 2, 1994

VIA HAND DELIVERY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, DC 20554

DOCKET FILE COPY ORIGINAL

RECEIVED

SEP 2 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

Re: Written Ex Parte presentation by TeleCellular
GN Docket No. 93-252

On behalf of TeleCellular, enclosed are two copies of a written ex parte communication with the Chairman of the Federal Communications Commission. The written communication was hand delivered to the Chairman on this day. Please note that we also delivered copies of the communication to the remaining Commissioners and other Commission staff members. All recipients are noted in the communication.

If you have any questions regarding this matter, please contact the undersigned.

Very truly yours,



Richard S. Myers
Counsel for TeleCellular

Enclosures

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HAND DELIVERY

The Honorable Reed A. Hundt, Chairman
Federal Communications Commission
1919 M Street, N.W., Suite 814
Washington, DC 20554

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SEP 2 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

Re: Written Ex Parte Presentation
GN Docket No. 93-252
Freeze on 800 MHz SMR Applications

Dear Chairman Hundt:

On behalf of TeleCellular, a joint venture formed to provide wide area, digital Specialized Mobile Radio service to the island of Puerto Rico, we would like to propose an alternative to the total freeze on 800 MHz SMR applications imposed by the Commission. The freeze was imposed pending completion of the proposed rulemaking in which the Commission will propose the creation of four blocks of 50 SMR channels for licensing on a wide area basis. The freeze has had the unfortunate consequence of bringing any further development of a wide area system on Puerto Rico to a virtual standstill.

As an alternative to the total freeze, the Commission should lift the freeze on all 800 MHz frequencies which will not be affected by the proposed wide area licensing plan. The Commission has indicated that the 80 SMR channels between 856-860 MHz will be subject to existing SMR licensing rules after the wide area plan is implemented. By lifting the freeze on these channels, the Commission would allow some flexibility for developers of wide area systems.

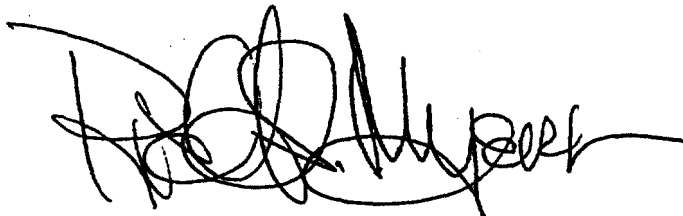
In TeleCellular's case, lifting the freeze on those 80 channels would allow it the ability to file for low power, "microcells" necessary to increase the coverage area of the wide area system. It is projected that TeleCellular has use of a sufficient number of channels in the 80 channel block to provide the roaming coverage necessary to link the major urban areas. The urban areas will be covered by a combination of existing licensed channels in the 80 channel block that TeleCellular could modify and existing licensed channels in the proposed wide area blocks that may not be modified, but will be protected in a wide area plan.

Chairman Reed A. Hundt
September 2, 1994
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Lifting the freeze on the unaffected 80 channels would have no adverse consequence to the spectrum proposed for the four wide area channel blocks. It would allow flexibility for developers who have sufficient existing capacity in the 80 channel block to continue development of wide area systems. This partial lifting of the freeze will result in service to the public sooner by avoiding delays attendant with the wide area licensing rulemaking and subsequent auctions.

For these reasons, TeleCellular urges the Commission to lift the freeze on 800 MHz SMR applications with respect to the 80 channels that are not part of the proposed wide area licensing plan. Please note that two copies of this letter have been filed with the Secretary for the Commission.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Richard S. Myers', with a long horizontal flourish extending to the right.

Richard S. Myers
Counsel for TeleCellular

cc (via hand delivery or first class mail):

The Honorable James H. Quello, Commissioner
The Honorable Andrew C. Barrett, Commissioner
The Honorable Rachelle B. Chong, Commissioner
The Honorable Susan Ness, Commissioner
Karen Brinkmann, Assistant to Chairman Hundt
Lauren J. Belvin, Assistant to Commissioner Quello
Byron Marchant, Assistant to Commissioner Barrett
Jill Luckett, Assistant to Commissioner Chong
David Siddall, Assistant to Commissioner Ness
Ralph A. Haller, Chief, Private Radio Bureau ("PRB")
Dr. Robert Pepper, Chief, Office of Plans and Policy
A. Richard Metzger, Jr., Deputy Chief, Common Carrier Bureau
Terry L. Fishel, Chief, Land Mobile Branch, PRB
Greg Rosston, Office of Plans and Policy